

104TH CONGRESS  
2D SESSION

# H. R. 3435

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IN THE SENATE OF THE UNITED STATES

JULY 31, 1996

Received

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## AN ACT

To make technical amendments to the Lobbying Disclosure  
Act of 1995.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE AND REFERENCE.**

2 (a) **SHORT TITLE.**—This Act may be cited as the  
3 “Lobbying Disclosure Technical Amendments Act of  
4 1996”.

5 (b) **REFERENCE.**—Whenever in this Act an amend-  
6 ment or repeal is expressed in terms of an amendment  
7 to, or repeal of, a section or other provision, the reference  
8 shall be considered to be made to a section or other provi-  
9 sion of the Lobbying Disclosure Act of 1995.

10 **SEC. 2. DEFINITION OF COVERED EXECUTIVE BRANCH OF-**  
11 **FICIAL.**

12 Section 3(3)(F) (2 U.S.C. 1602(3)(F)) is amended  
13 by striking “7511(b)(2)” and inserting “7511(b)(2)(B)”.

14 **SEC. 3. CLARIFICATION OF EXCEPTION TO LOBBYING CON-**  
15 **TACT.**

16 (a) **CERTAIN COMMUNICATIONS.**—Section  
17 3(8)(B)(ix) (2 U.S.C. 1602(8)(B)(ix)) is amended by in-  
18 serting before the semicolon the following: “, including any  
19 communication compelled by a Federal contract, grant,  
20 loan, permit, or license”.

21 (b) **DEFINITION OF “PUBLIC OFFICIAL”.**—Section  
22 3(15)(F) (2 U.S.C. 1602(15)(F)) is amended by inserting  
23 “, or a group of governments acting together as an inter-  
24 national organization” before the period.

1 **SEC. 4. INTERESTS.**

2 (a) SECTION 4.—Section 4(b)(4)(C) (2 U.S.C.  
3 1603(b)(4)(C)) is amended by striking “direct interest”  
4 and inserting “significant direct interest”.

5 (b) SECTION 5.—Section 5(b)(2)(D) (2 U.S.C.  
6 1604(b)(2)(D)) is amended by striking “of the interest,  
7 if any,” and inserting “of any significant direct interest”.

8 (c) SECTION 14.—Section 14 (2 U.S.C. 1609) is  
9 amended—

10 (1) in subsection (a)(2), by striking “a direct  
11 interest” and inserting “a significant direct inter-  
12 est”; and

13 (2) in subsection (b)(2), by striking “a direct  
14 interest” and inserting “a significant direct inter-  
15 est”.

16 **SEC. 5. ESTIMATES BASED ON TAX REPORTING SYSTEM.**

17 (a) SECTION 15(a).—Section 15(a) (2 U.S.C. 1610  
18 (a)) is amended—

19 (1) by striking “A registrant” and inserting “A  
20 person, other than a lobbying firm,”; and

21 (2) by amending paragraph (2) to read as fol-  
22 lows:

23 “(2) for all other purposes consider as lobbying  
24 contacts and lobbying activities only—

25 “(A) lobbying contacts with covered legisla-  
26 tive branch officials (as defined in section 3(4))

1 and lobbying activities in support of such con-  
2 tacts; and

3 “(B) lobbying of Federal executive branch  
4 officials to the extent that such activities are in-  
5 fluencing legislation as defined in section  
6 4911(d) of the Internal Revenue Code of  
7 1986.”.±

8 (b) SECTION 15(b).—Section 15(b) (2 U.S.C.  
9 1610(b)) is amended—

10 (1) by striking “A registrant that is subject to”  
11 and inserting “A person, other than a lobbying firm,  
12 who is required to account and does account for lob-  
13 bying expenditures pursuant to”; and

14 (2) by amending paragraph (2) to read as fol-  
15 lows:

16 “(2) for all other purposes consider as lobbying  
17 contacts and lobbying activities only—

18 “(A) lobbying contacts with covered legisla-  
19 tive branch officials (as defined in section 3(4))  
20 and lobbying activities in support of such con-  
21 tacts; and

22 “(B) lobbying of Federal executive branch  
23 officials to the extent that amounts paid or  
24 costs incurred in connection with such activities

1           are not deductible pursuant to section 162(e) of  
2           the Internal Revenue Code of 1986.”.

3           (c) SECTION 5(c).—Section 5(c) (2 U.S.C. 1604(c))  
4 is amended by striking paragraph (3).

5 **SEC. 6. DISCLOSURE OF INDIVIDUAL REGISTERED LOBBY-**  
6 **ISTS.**

7           Section 5(b) (2 U.S.C. 1604(b))—

8           (1) in paragraph (2), by inserting “and” at the  
9           end of subparagraph (B), by striking subparagraph  
10          (C), and by redesignating subparagraph (D) as sub-  
11          paragraph (C), and

12          (2) by redesignating paragraphs (2), (3), and  
13          (4) as paragraphs (3), (4), and (5), respectively, and  
14          by adding after paragraph (1) the following:

15               “(2) a list of employees of the registrant who  
16               acted as lobbyists on behalf of the client during the  
17               semi-annual reporting period;”.

18 **SEC. 7. EXEMPTION BASED ON REGISTRATION UNDER LOB-**  
19 **BYING ACT.**

20          Section 3(h) of the Foreign Agents Registration Act  
21 of 1938 (22 U.S.C. 613(h)) is amended by striking “is  
22 required to register and does register” and inserting “has  
23 engaged in lobbying activities and has registered”.

1 **SEC. 8. FURNISHING INFORMATION.**

2 (a) INFORMATION TO AGENCY OR OFFICIAL OF GOV-  
3 ERNMENT.—Section 4(e) of the Foreign Agents Registra-  
4 tion Act of 1938 (22 U.S.C. 614(e)) is amended—

5 (1) by striking “political propaganda” and in-  
6 serting “informational materials”; and

7 (2) by striking “the propaganda” and inserting  
8 “the informational materials”.

9 (b) REPORTS.—Section 11 of the Foreign Agents  
10 Registration Act of 1938 (22 U.S.C. 621) is amended by  
11 striking “political propaganda” and inserting “informa-  
12 tional materials”.

Passed the House of Representatives July 29, 1996.

Attest:

ROBIN H. CARLE,  
*Clerk.*